IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TENTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 14020 of 2004

Between:

1. P.T.P.S.S.Sarma, s/o P.S.Sarma,
   10-91, Durga Nagar, RRV Puram Post, Visakhapatnam.
2 B.Satyanarayana, s/o Appala Raju,
   Krishna Nagar, RRV Puram Post, Visakhapatnam.
3 P.V.V.S.Sesha Sharma, s/o Sudersan Sarma,
   Ajanta Colony, R.R.V.Puram Post, Visakhapatnam.

..... PETITIONER(S)

AND

1. The Transmission Corporation of Andhra Pradesh Limited, rep.,

   by its Chair Person and Managing
   Director, Vidyut Soudha, Hyderabad.

2 The Chairman & Managing Director,

   A.P.E.P.D.C.L.,Visakhapatnam.

3 The Superintending Engineer, Operation Circle, EPDCL,

   Vizianagaram.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue any appropriate writ, order or direction preferably a writ in the nature of writ of

Mandamus, declaring the action of the respondents in not considering the petitioners to the posts of Junior Linemen sanctioned vide order passed in T.O.O.(CGM-HRD) Ms.No.275(Personnel Services) and T.O.O.(CGM-HRD) Ms.No.262 (Personnel Services) both even dt.1-3-2004 issued by the 1st respondent, despite the fact that the petitioners were already interviewed and having the requisite qualification, as being arbitrary, illegal and violative of Articles 14 of the Constitution of India and consequently direct the respondents to consider the case of the petitioners to the posts of Junior Linemen as sanctioned in the above order

for the Petitioner:MR.M.VISWANADHAM, Advocate

for the Respondent.: SMTE.URMILA, Standing Counsel for A.P.E.P.D.C.L

The Court at the admission stage made the following :

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ORDER:

The petitioners contended that they worked as Contract Labour in the first respondent Corporation for a period of 2 years. The first petitioner worked from 28-1-1997 to 19-6-1998, the second petitioner from 13-1-1997 to 18-6-1998 and the third petitioner from 17-12-1996 to 31-12-1997. They further contended that as per the orders of the first respondent in T.O.O.(CGM-HRD) Ms.No.275 (Personnel Services)

and T.O.O.(CGM-HRD) Ms.No.262 (Personnel Services), dated 1-3-2004, the petitioners are entitled to be considered as Junior Linemen. The grievance of the petitioners is that the third respondent though considered some candidates and appointed them, as Junior Linemen, did not consider the some case of the petitioners.

The learned counsel for the petitioners submitted that there are 24 vacancies of Junior Linemen on contract basis under the control of the third respondent, and the first respondent is making efforts to fill up the vacancies, therefore, it is appropriate for the third respondent to consider the names of the petitioners for appointment as Junior Linemen on contract basis. The petitioners appear to have not made any representation so far.

In the light of the circumstances mentioned above, the petitioners are directed to submit their representations to the third respondent giving their qualifications and other particulars, with a request to consider their names for the posts of Junior Linemen on contract basis. On receipt of those applications, the third respondent may along with other candidates consider the names of the petitioners for appointment as Junior Linemen on contract basis, and pass appropriate orders as per the existing rules and standing instructions.

The Writ Petition is accordingly disposed of. No order as to costs.

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10th August, 2004.

Mrb

ASSISTANT REGISTRAR

//TRUE COPY //

SECTION OFFICER

To

1. The Chair Person Managing Director,

   The Transmission Corporation of Andhra Pradesh Limited, Director, Vidyut Soudha, Hyderabad.

2 The Chairman & Managing Director,

   A.P.E.P.D.C.L.,Visakhapatnam.

3 The Superintending Engineer, Operation Circle, EPDCL,

   Vizianagaram.

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